

BEFORE THE DIVISION OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH

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IN THE MATTER OF TENTATIVE	:	
DECISION TO APPROVE THE	:	NOTICE OF TENTATIVE
MINING AND RECLAMATION PLAN	:	DECISION TO APPROVE
FOR VALLEY ASPHALT INCORPORATED'S	:	NO. M/049/031
LEHI PROJECT, UTAH COUNTY, UTAH	:	

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THE STATE OF UTAH TO ALL OPERATORS, TAKERS OF PRODUCTION, MINERAL AND ROYALTY OWNERS, AND PARTICULARLY ALL PERSONS INTERESTED IN SECTION 16, TOWNSHIP 5 SOUTH, RANGE 1 WEST, SLBM, UTAH COUNTY, UTAH.

Notice is hereby given by the Division of Oil, Gas and Mining of its tentative decision to approve Valley Asphalt, Incorporated's Mining and Reclamation Plan for the Lehi Project. Mining activities will effect the following area: NW1/4 of Section 16, Township 5 South, Range 1 West, SLBM, Utah County, Utah.

The operator will employ the following mining and reclamation techniques on approximately 145.6 acres of private land.

**During Operations:**

The limestone will be drilled, blasted and transported to the processing plant area, where it will be crushed and screened for various products. Product will be trucked from the stockpiles to various job sites or conveyed to the asphalt plant where it will be injected with asphalt oil and mixed with aggregate to produce asphaltic concrete and then loaded on trucks and hauled to various job sites.

Topsoil will be salvaged prior to mining and stockpiled for reclamation. A sediment pond will be used to control runoff from disturbed areas. Public safety will be insured by restricting access with fencing and signs. Trash and debris will be periodically hauled to a landfill.

**After Operations:**

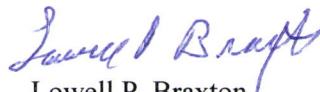
All facilities will be demolished and removed. The disturbed area will be regraded and topsoil replaced. The final surface will be left in a roughened condition to promote vegetation establishment. The area will be fertilized and seeded with species that were selected to achieve the post mining land uses of grazing and wildlife habitat. All areas will be revegetated with the exception of the final highwall area (about 24 acres) for which a variance has been granted. The final highwall area will be fenced and warning signs installed to protect the public.

The person representing the company is Mr. Brent Sumsion; Phone (801) 798-7486. Valley Asphalt is fulfilling obligations under the Utah Mined Land Reclamation Act of 1975, Utah Code Ann. §40-8-18.

Any person or agency aggrieved by this tentative decision to issue approval is hereby requested to submit written protest within thirty (30) days of the date of publication to Mary Ann Wright, Associate Director of Mining, Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Box 145801, Salt Lake City, Utah 84114-5801, setting forth factual reasons for the complaint. If no responsive written protests are received by the Division within 30 days after the last date of publication, the tentative decision of the Division will be final.

DATED THIS 20 day of November, 1998

STATE OF UTAH  
DIVISION OF OIL, GAS AND MINING



Lowell P. Braxton  
Director

CERTIFICATE OF MAILING

I hereby certify that I caused a true and correct copy of the foregoing Notice of Tentative Approval for Valley Asphalt, Incorporated's Lehi Project to be sent via facsimile or mailed by first class mail, postage prepaid, the 20<sup>th</sup> day of November, 1998 to:

FACSIMILE: 237-2520  
EMAIL: NAClegal@nacorp.com  
Salt Lake Tribune  
Legal Advertising  
143 South Main  
P.O. Box 867  
Salt Lake City, Utah 84110-0867

FACSIMILE: (801) 373-5489  
The Daily Herald  
Legal Advertising  
P.O. Box 717  
1555 West Freedom Boulevard  
Provo, Utah 84604-0717

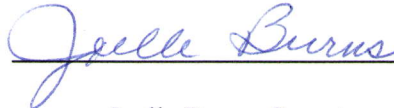
CERTIFIED RETURN RECEIPT  
P 074 976 669  
Brent Sumsion  
Valley Asphalt, Incorporated  
7434 South Delmonte Road  
P.O. Box 309  
Spanish Fork, Utah 84660

Buck Rose  
Utah County Planning and Zoning  
100 East Center  
Provo, Utah 84601

John Blake  
School and Institutional Trust Lands  
Administration  
675 East 500 South, Suite 500  
Salt Lake City, Utah 84102

Fullmer Allred  
5661 South Shady Farm Lane  
P.O. Box 171193  
Salt Lake City, Utah 84107

Clay Peck  
Peck Rock and Products  
268 East 360 South  
Lehi, Utah 84043



Joelle Burns, Secretary